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**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF UTAH
CENTRAL DIVISION**

UNITED STATES OF AMERICA, Plaintiff, vs. JOSEPH M. SMITH, Defendant.	**AMENDED NOTICE OF INTENT TO USE EXPERT WITNESS TESTIMONY** Case No: 2:09-CR-243-TS

Defendant, Joseph M. Smith, by and through his attorney of record, Benjamin A. Hamilton, pursuant to Rule 16(b)(1)© of the Federal Rules of Criminal Procedure, hereby gives notice of his intent to rely on expert witness testimony at trial in the above case. Specifically, the defendant intends to call Dace D. Hyatt, to testify as to the value and authenticity of the artifacts in question.

DATED this 6th day of January, 2011.

/s/ *Benjamin A. Hamilton*
BENJAMIN A. HAMILTON
Assistant Federal Defender

CERTIFICATE OF DELIVERY

I hereby certify that a true and correct copy of the foregoing **AMENDED NOTICE OF INTENT TO USE EXPERT WITNESS TESTIMONY** was electronically filed with the Clerk of the Court using the CM/ECF system which sent notification of such filing to the following on this 6th day of January, 2011.

Richard McKelvie
Assistant United States Attorney
185 South State Street, Suite 400
Salt Lake City, Utah 84111

/s/ *Sheri Hansen*
Utah Federal Defender Office